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FACSIMILE COVER SHEET

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ATTORNEY DOCKET NO.: 224387

FROM: KENNETH P. SPINA
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ATTENTION: EXAMINER ANTHONY GREEN
ART UNIT 1755
UNITED STATES PATENT AND TRADEMARK OFFICE

PHONE NUMBER: 571-272-1367

FACSIMILE NUMBER: 571-273-8300

RESPONSE TO ADVISORY ACTION

IN RE APPLN. OF: TOBIAS ET AL.

APPLICATION NO. 10/728,209

FILED: DECEMBER 4, 2003

FOR: CONCRETE-BASED FLOORS AND WALL COVERINGS WITH
AN ANTIMICROBIAL EFFECT**Enclosed:**

- Form PTO-1083 Transmittal Page in duplicate (2 pgs.)
- Amendment and Response to Advisory Action (3 pgs.)

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FORM PTO-1083

PATENT

Attorney Docket No. 224387

Client Reference No. P105403US

Date: March 2, 2006

In re Application of: Homero Ramirez Tobias, et al.

Application No. 10/728,209

Filed: December 4, 2003

For: CONCRETE-BASED FLOORS AND WALL COVERINGS WITH AN ANTIMICROBIAL EFFECT

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

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Transmitted herewith is a reply to office action in the subject application.

☐ Small entity status is claimed for this application under 37 CFR 1.27.☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.☒ Other: Return receipt postcard☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE			two-month		\$ 0.00		\$450.00	
subtract time extension fee previously paid			one-month		(\$ 0.00)		(\$120.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	4	MINUS	4	= 0	x 25 =	\$	x 50 =	\$0.00
INDEPENDENT	1	MINUS	1	= 0	x 100 =	\$	x 200 =	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180 =	\$	+ 360 =	\$
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$330.00

☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

03/03/2006 MBINAS 00000020 121216 10720209

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By

Kenneth P. Spina, Reg. No. 43,927

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Patent Application No. 10/728,209

Applicant: Homero Ramirez Tobias, et al.

Filed: December 4, 2003

TC/AU: 1755

Examiner: Anthony J. Green

Docket No.: 224387 (Client Reference No. P105403US)

Customer No.: 23460

Title: CONCRETE-BASED FLOORS AND WALL COVERINGS
WITH AN ANTIMICROBIAL EFFECTMail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE

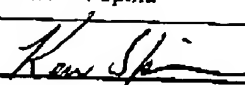
AMENDMENT AND RESPONSE TO ADVISORY ACTION

Sir:

In response to the Advisory Action dated February 16, 2006 ("Advisory Action"), please enter the following amendments and consider the following remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input type="checkbox"/> deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number <input type="checkbox"/> deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: 571-273-8300.			
Name (Print/Type)	Kenneth P. Spina		
Signature		Date	March 2, 2006

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